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UNITED STATES DISTRICT COURT
DISTRICT OF ILLINOIS

Theodore Beasley (R72028)

FILED

JUN - 4 2018

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS OFFICE

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

Case No:

18-1193-MJR
(To be supplied by the Clerk of this Court)

Sgt Larry Hicks
Kennedy Hamilton
C.O. Ridder
Nurse Terry
Nurse Duane

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

CHECK ONE ONLY:

X

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)

COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

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I. Plaintiff(s):

- A. Name: Theodore Beasley
- B. List all aliases: unknown
- C. Prisoner identification number: A72028
- D. Place of present confinement: Shawnee correction Center
- E. Address: 6665 State Route 146 East, Vienna, IL 62995

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: Kennedy Hamilton
Title: Lieutenant
Place of Employment: Shawnee Corr Ctr
- B. Defendant: Larry Hicks
Title: Seargent
Place of Employment: Shawnee Corr CTR
- C. Defendant: Ridder
Title: Corrections officer
Place of Employment: Shawnee Corr CTR

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

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D. Defendant: Nurse Terry

Title: Nurse

Place of Employment: Shawnee Corr CTR

E. Defendant: Nurse Duane

Title: Nurse

Place of Employment Shawnee Correction Center

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

- A. Name of case and docket number: None
- B. Approximate date of filing lawsuit: None
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: None
- D. List all defendants: NONE
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): NONE
- F. Name of judge to whom case was assigned: NONE
- G. Basic claim made: NONE
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): None
- I. Approximate date of disposition: None

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

[Handwritten signature]

Statement of Claim

- 1) On February 4th 2018, Defendant Sgt Hicks deliberately lied to Michael Swift #M41036 and told him that I was a "baby raper" and then walked away and said loudly "Beasley is a child molester." Which caused the entire segregation wing population to shout out their doors to beat me up and rape me. Also Defendant Hicks deliberate lie put my life in danger by prompting Inmate Swift to attack me. Defendant Hicks action to disclose falsely that I was a convicted sex offender violated plaintiffs rights and constituted cruel and unusual punishment under the Eighth Amendment. Defendant Hicks violated IDOC Employee policy by announcing falsely that I was a child molester. Defendant Hicks knew that by telling inmate Swift and all of seg that I was a sex offender and a child molester that I would be or at least hopefully seriously harmed. Refer to Exhibit A,B,C,D please
- 2) Defendant Hicks failed deliberately to intervene when plaintiff was being attacked in cell #25 in Shawnee Correction Admin Seg. Defendant Hicks Also deliberately and maliciously ignored my screams for help by walking to cell #25 and looking in and walking away while I was being attacked. Defendant Hicks actions violated IDOC policy and violated plaintiffs rights and constituted cruel and unusual punishment under the Eighth Amendment. Defendant Hicks caused Plaintiff pain, suffering, physical injury and emotional distress. Please refer to exhibit A,B,C,D.
- 3) Defendant Hicks used excessive force against plaintiff by punching him in the back of the head and then punching him in the face numerous times when plaintiff was escorted by Defendant Hicks to the segregation lobby. Defendant Hicks also ignored Plaintiffs crys for help and to stop. Plaintiff was not violating any prison rule and was not acting disruptively. Defendant Hicks action violated Plaintiffs rights under the Eighth Amendment and caused Plaintiff pain, suffering, physical injury and emotional distress. Please refer to Exhibit A,B,C,D

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4) Defendant Hicks used excessive force against Plaintiff by stepping on his left side of face when he fell to the floor to avoid punches from Defendant Hicks. Plaintiff was not violating any prison rule and was not acting disruptively. Defendant Hicks also ignored Plaintiffs crys for help. Defendant Hicks action violated Plaintiffs rights under the Eighth Amendment and caused Plaintiff pain and suffering, physical injury and Emotional distress.

Please refer to exhibit A,B,C,D

5) Defendant Terry observed the injuries to Plaintiff face while Plaintiff was in a holding cage in the seg lobby. Defendant Terry ignored Plaintiffs pleading for Defendant Terry to help him because he was attacked by Defendant Hicks. Defendant Terrys action to ignore Plaintiffs pleas for help and medical attention showed deliberate ignorance to plaintiffs ^{obvious} ~~pleas~~ ^{serious} ~~face~~ ^{injuries} medical needs and violated plaintiffs rights under the Eighth Amendment and caused Plaintiff pain and suffering and emotional distress. Defendant Terry's action constituted cruel and unusual punishment.

Please refer to ~~ex~~ exhibit A,B,C,D

6) Defendant Terry failed to follow IDOC and Wexford policy to provide inmates with obvious serious medical injuries at the Health Care Unit. Defendant Terry had Plaintiff escorted to a utility sink so that Plaintiff could lean over the sink and allow Defendant Terry to wash Plaintiffs blood of his face so that Defendant Terry could attempt to locate the source of the blood. Defendant Terry watched and failed to intervene when Plaintiff became very lightheaded and dizzy enough that he blacked out and fell to the floor as he leaned over. Defendant Terry watched and failed to intervene when Defendant Hamilton ^{dragged} Plaintiff to the holding cage and flipped Plaintiffs leg over his head like a dead body to get Plaintiff into the cage. Defendant Terrys deliberate ignorance to Plaintiffs serious medical needs violated Plaintiffs rights and constituted cruel and unusual punishment under the Eighth Amendment and caused Plaintiff pain, suffering and emotional distress. Please Refer to exhibit A B C D.

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7) Defendant Hamilton used excessive force against Plaintiff by dragging him by his arm which was handcuffed behind his back across the floor to the cage and by flipping Plaintiff's legs over his head. Defendant Hamilton refused to allow Plaintiff to receive medical care immediately or to announce a medical emergency over the Shawnee radio following Plaintiff passing out. Defendant Hamilton's actions violated IDOC policy. Defendant Hamilton's actions violated Plaintiff's rights under the Eighth Amendment and caused Plaintiff pain and suffering and emotional distress.

Please refer to exhibit A, B, C, D

8) Defendant Hamilton used excessive force against Plaintiff by punching him numerous times in the back of the head, neck and body while he was facing the back wall in the holding cage. Defendant Hamilton ~~action~~ ^{ignored} Plaintiff's cries and shouts for help. Plaintiff was not violating any prison rule and was not acting disruptively. Defendant Hamilton's action violated Plaintiff's rights under the Eighth Amendment and caused Plaintiff pain, suffering and emotional distress.

Please refer to ~~ex~~ exhibit A B C D

9) Defendants Hamilton and Ridder both used excessive force against Plaintiff by slamming him into a corner in the area between two doors in the seg unit and began punching him numerous times in the back of his head, neck back and striking him in the thigh. Defendant Hamilton smashed Plaintiff's face against a window pane and held it there with the palm of his hand. Defendants Hamilton and Ridder both ignored Plaintiff's cries for help. Their actions violated IDOC policy and violated Plaintiff's rights under the Eighth Amendment and caused Plaintiff pain, suffering, physical injury and emotional distress. Plaintiff was not violating any prison rule and was not acting disruptively.

Please refer to exhibit A, B, C, D.

10) Defendants Hamilton and Ridder both used excessive force against Plaintiff by punching ^{him} in the face multiple times and repeatedly on his feet with the heel of Ridder's boot while escorting Plaintiff

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to the Healthcare unit Plaintiff was not violating any prison rule and was not acting disruptively. Both defendants ignored Plaintiff's cries for help and for them to stop beating him. Both Defendants' actions violated IDOC policy and caused Plaintiff pain, suffering and physical injury and emotional distress and violated Plaintiff's rights under the Eighth Amendment.

Please refer to exhibit ABCD

- 11) Defendants Terry and Duane both were told by the Plaintiff how he received the injuries to his face. Defendant Duane told Plaintiff after he said how he got his injuries that it sounded like good cardio. Both Defendants refused to give any medical attention to Plaintiff's obvious injuries to his face. Both defendants failed to file properly any documentation regarding how Plaintiff got his injuries. Both Defendants' actions violated IDOC policy and Wexford as well. Defendant's actions showed deliberate ignorance to Plaintiff's serious medical needs and violated Plaintiff's rights and constituted cruel and unusual punishment under the Eighth Amendment. Both Defendants' actions caused Plaintiff suffering and emotional distress.

Please refer to exhibit A, C

- 12) Defendant Hamilton used excessive force against Plaintiff by poking Plaintiff in the back of the head as Defendant Hamilton said "Don't do ^{nothing} stupid like snitch or else whatever happens is on you." Defendant Hamilton's action violated IDOC policy. Plaintiff was not violating any prison rule and was not acting disruptively. Defendant Hamilton's action caused Plaintiff emotional distress and violated Plaintiff's rights under the Eighth Amendment. Please refer to exhibit A, C, D

~~Defendant Hamilton used excessive force against Plaintiff by poking Plaintiff in the back of the head as Defendant Hamilton said "Don't do nothing stupid like snitch or else whatever happens is on you." Defendant Hamilton's action violated IDOC policy. Plaintiff was not violating any prison rule and was not acting disruptively. Defendant Hamilton's action caused Plaintiff emotional distress and violated Plaintiff's rights under the Eighth Amendment. Please refer to exhibit A, C, D~~

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V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I seek to press criminal charges against the defendants.
I want a chance to prove my case in court
I want the courts to make the Defendants give a declaration that the acts described by me did happen. I want punitive damages as well.
I want to be compensated financially due to the physical and mental stress I endured due to being viciously and maliciously beaten. Whatever the courts see fit

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 31 day of May, 2018


(Signature of plaintiff or plaintiffs)

Theodore Beasley
(Print name)

R72028
(I.D. Number)

6665 STATE Route 146 East

Vienna, IL

62995
(Address)



Eodore Beasley, Jr.
146 East
95 State Route
Emma, IL
62995

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